

TA-W-31,413; Anderson's Peanuts, Opp, AL  
 TA-W-31,549; Johnstown America Corp., Johnstown, PA

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

TA-W-31,426; Wonder Well Service, Inc., Glenville, WV

The investigations revealed that criterion (2) has not been met. Sales or production did not decline during the relevant period as required for certification.

TA-W-31,591; Georgia Pacific Corp., Atlanta, GA (Maderas Howrey, S.A. de C.V.) (Ciudad Juarez, Mexico)

The investigations revealed that criteria (2) and (3) have not been met. Sales or production did not decline during the relevant period as required for certification. Increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have not contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

#### Affirmative Determinations for Worker Adjustment Assistance

The following certifications have been issued; the date following the company name and location for each determination references the impact date for all workers for such determination.

TA-W-31,596; Mr. T's Apparel of Wesson, Wesson, MS: October 19, 1994.

TA-W-31,471; Sterling Last Corp., Long Island City, NY: September 14, 1994.

TA-W-31,528; Meshoppen Manufacturing Co., Meshoppen, PA: September 28, 1994.

TA-W-31,406; Integrated Circuit Systems, Inc., Valley Forge, PA: August 29, 1994.

TA-W-31,582; Somerville Mills Div. of I. Appel Corp., Somerville, TN: October 30, 1994.

TA-W-31,490; Alura Fashions, Inc., Carbondale, PA: September 21, 1994.

TA-W-31,430; Pennant Service Co., Denver, CO: August 29, 1994.

TA-W-31,518; Samson International Ltd, Tulsa, OK: September 28, 1994.

TA-W-31,569, TA-W31,570; Mapa Pioneer, Willard, OH, Attica, OH: October 10, 1994.

TA-W-31,597; Niedner, Inc., York, PA: October 12, 1994.

Also, pursuant to Title V of the North American Free Trade Agreement

Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance hereinafter called (NAFTA-TAA) and in accordance with section 250(a) subchapter D, chapter 2, title II, of the Trade Act as amended, the Department of Labor presents summaries of determinations regarding eligibility to apply for NAFTA-TAA issued during the month of November, 1995.

In order for an affirmative determination to be made and a certification of eligibility to apply for NAFTA-TAA the following group eligibility requirements of section 250 of the Trade Act must be met:

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, (including workers in any agricultural firm or appropriate subdivision thereof) have become totally or partially separated from employment and either—

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely,

(3) That imports from Mexico or Canada of articles like or directly competitive with articles produced by such firm or subdivision have increased, and that the increases in imports contributed importantly to such workers' separations or threat of separation and to the decline in sales or production of such firm or subdivision; or

(4) That there has been a shift in production by such workers' firm or subdivision to Mexico or Canada of articles like or directly competitive with articles which are produced by the firm or subdivision.

#### Negative Determinations NAFTA-TAA

In each of the following cases the investigation revealed that criteria (3) and (4) were not met. Imports from Canada or Mexico did not contribute importantly to workers' separations. There was no shift in production from the subject firm to Canada or Mexico during the relevant period.

NAFTA-TAA-00657; Georgia Pacific Corp., Atlanta, GA (Maderas Howrey, S.A. de C.V.) (Ciudad Juarez, Mexico)

NAFTA-TAA-00638; Johnstown America Corp., Johnstown, PA

NAFTA-TAA-00633; General Electric Co, GE Transportation Systems—Erie, Erie, PA

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

None.

#### Affirmative Determinations NAFTA-TAA

The following certifications have been issued; the date following the company name & location of each determination references are impact date for all workers for such determination.

NAFTA-TAA-00637; Twinpak (USA), Plattsburgh, NY: October 11, 1994.

NAFTA-TAA-00654; Rome Cable Corp., Rome, NY: October 17, 1994.

NAFTA-TAA-00660; ITT Automotive Aftermarket Div., Amherst, NY: October 23, 1994.

NAFTA-TAA-00668; Christian Fashions (Formerly Montana Fashions) El Paso, TX: October 25, 1994.

NAFTA-TAA-00656; Nieder, Inc., York, PA: October 12, 1994.

NAFTA-TAA-00626 A & B; Capital Pants, Co., Woolfolk Manufacturing Louisa, VA, Urbana, VA, Fork Union, VA: October 2, 1994.

NAFTA-TAA-00628 A & B; Springtown Sportswear, Inc., Milledgeville, GA, Springtown Apparel Corp., Wrightsville, GA, Springtown Knitwear, Inc., Cartersville, GA: October 2, 1994.

I hereby certify that the aforementioned determinations were issued during the month of November, 1995. Copies of these determinations are available for inspection in Room C-4318, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC. 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: November 21, 1995.

Russell Kile,

*Acting Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

[FR Doc. 95-29331 Filed 11-30-95; 8:45 am]

BILLING CODE 4510-30-M

#### Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Program Manager of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under title II, chapter 2, of the Act. The investigations

will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Program Manager, Office of Trade

Adjustment Assistance, at the address shown below, not later than December 11, 1995.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Program Manager, Office of Trade Adjustment Assistance, at the address shown below, not later than December 11, 1995.

The petitions filed in this case are available for inspection at the Office of

the Program Manager, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 20th day of November, 1995.

Russell Kile,

*Acting Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.*

#### APPENDIX

[Petitions instituted on 11/20/95]

TA-W	Subject firm (petitioners)	Location	Date of petition	Product(s)
31,633 .....	Columbia Footwear Corp. (UFCW) .....	Hazleton, PA .....	11/09/95	Casual Footwear.
31,634 .....	Carter Footwear, Inc. (UFCW) .....	Wilkes-Barre, PA .....	11/09/95	Athletic Footwear.
31,635 .....	Distribution Auto Service (IBT) .....	Seattle, PA .....	11/08/95	Auto Accessories—Distribution.
31,636 .....	Frank Ix and Sons (Wkrs) .....	Charlottesville, VA .....	11/07/95	Synthetic Yarn.
31,637 .....	Guin Manufacturing Co. (Wkrs) .....	Guin, AL .....	11/07/95	Ladies' Sleepwear, Robes, Panties.
31,638 .....	Greenfield Research, Inc. (Wkrs) .....	Howe, IN .....	11/02/95	Automobile Seating Units.
31,639 .....	J & H Manufacturing Co. (Wkrs) .....	New York, NY .....	11/08/95	Raincoats and Coats.
31,640 .....	Knapp Shoe (Wkrs) .....	Lewiston, ME .....	11/03/95	Work Shoes, Work Boots.
31,641 .....	Sons Transportation (Wkrs) .....	Springfield, MA .....	11/08/95	Styrene Monomer.
31,642 .....	Teledyne Wah Chang (Wkrs) .....	Albany, OR .....	11/06/95	Specialty Metals.
31,643 .....	Inland Steel Company (USWA) .....	East Chicago, IN .....	11/07/95	Holt Rolled Coils.
31,644 .....	Texaco Trading & (Wkrs) .....	Tulsa, OK .....	10/31/95	Crude oil.

#### Employment Standards Administration

##### Proposed Information Collection Request

Proposed Information Collection Request Submitted for Public Comment and Recommendations;

1. Application for Special Industrial Homeworker's Certificate (WH-2), Application for Authorization to Employ Student-Learner at Subminimum Wages (WH-205), Application for Authority to Employ Workers With Disabilities at Special Minimum Wages (WH-226-MIS), Supplemental Data Sheet for Application for Authority to Employ Workers with Disabilities at Special Minimum Wages (WH-225A-MIS);
2. Claim for Continuance of Compensation (CA-12);
3. Overpayment Recovery Questionnaire (OWCP-20);
4. Pre-Hearing Statement (LS-18);
5. Miner's Claim for Benefits Under the Black Lung Benefits Act (CM-911), Employment History (CM-911A), Miner Medical Reimbursement Form (CM-915).

**AGENCY:** Employment Standards Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation

program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration is soliciting comments concerning the proposed extension collection of: (1) Application for Special Industrial Homeworker's Certificate, Application for Authorization to Employ a Student-Learner at Subminimum Wages, Application for Authority to Employ Workers with Disabilities at Special Minimum Wages, and Supplemental Data Sheet for Application for Authority to Employ Workers with Disabilities at Special Minimum Wages; (2) Claim for Continuance of Compensation; (3) Overpayment Recovery Questionnaire; (4) Pre-Hearing Statement; Miner's Claim for Benefits Under the Black Lung Benefits Act, Employment History, and Miner Reimbursement Form.

Copies of the proposed information collection requests can be obtained by

contracting the employee listed below in the addressee section of this notice.

**DATES:** Written comments must be submitted on or before February 1, 1996. Written comments should address whether the proposed information collection is necessary for the proper performance of the functions of the agency; the accuracy of the burden (time and financial resources) estimates; ways to minimize burden including the use of automated collection techniques or the use of other forms of information technology; and other relevant aspects of the information collection request.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW, Room S-3201, Washington, DC 20210, telephone (202) 219-7601 (this is not a toll-free number), fax 202-219-6592.

##### SUPPLEMENTARY INFORMATION:

Application for Special Industrial Homeworker's Certificate (WH-2), Application for Authorization to Employ a Student-Learner at Subminimum Wages (WH-205), Application for Authority to Employ Workers with Disabilities at Special Minimum Wages (WH-226-MIS), and Supplemental Data Sheet for Application for Authority to Employ Workers with Disabilities at Special Minimum Wages (WH-226A-MIS):

I. *Background:* Section 11(d) of the Fair Labor Standards Act authorizes the

Secretary to Labor to regulate, restrict, or prohibit industrial homework as necessary to prevent evasion of the minimum wage requirement of the Act. Employers may obtain general certificates to employ homeworkers in certain industries. The WH-2 is used by employers to obtain such certificates. Section 14(a) of the Fair Labor Standards Act provides in part that the Secretary of Labor, to the extent necessary in order to prevent curtailment of opportunities for employment, shall provide for the employment of learners at subminimum wage rates, and to set limitations on such employment as to time, number, proportion, and length of service. The WH-205 is used by employers to obtain certificates to employ student-learners at wages lower than the Federal minimum wage. Section 14(c) of the Fair Labor Standards Act provides for the employment of workers with disabilities at subminimum wages in sheltered workshops, competitive employment, and hospitals and institutions in order to prevent curtailment of employment opportunities for such individuals. The WH-226-MIS and the WH-226A-MIS are used by employers to obtain such authorization.

**II. Current Actions:** The Department of Labor seeks the extension of approval to collect this information to continue to provide employers with the certification necessary to employ individuals under the described special circumstances, in order to prevent the curtailment of employment opportunities for affected individuals.

#### Claim for Continuance of Compensation (CA-12)

**I. Background:** Under 5 USC 8133, eligible dependents of deceased employees receive compensation benefits after the death of the employee. The CA-12 is an annual form which is filled out by the beneficiaries and used by the Office of Workers' Compensation Programs to ensure that the eligibility

status of the beneficiary has not changed and that they remain entitled to receive benefits.

**II. Current Actions:** The Department of Labor seeks the extension of this information collection in order to ensure that the death benefits continue to be paid correctly and that payments are not made to ineligible survivors.

#### Overpayment Recovery Questionnaire

**I. Background:** When an overpayment to a beneficiary of the Office of Workers' Compensation Programs has been made because of an error of fact of law, adjustments are to be made under regulations prescribed by their Secretary of Labor by decreasing later payments to which the individual is entitled. Under certain circumstances, recovery of the overpayment must be waived. This collection of information is used to determine whether or not the recovery of the overpayment may be waived, compromised, terminated, or collected in full.

**II. Current Actions:** The Department of Labor seeks the extension of approval to collect this information in order to provide the beneficiary the opportunity to explain why he/she is without fault in an overpayment, and to determine whether or not the recovery should be waived.

#### Pre-Hearing Statement (LS-18)

**I. Background:** Title 20, CFR 702.317 provides for the referral of claims under the Longshore and Harbor Workers' Act for formal hearings. The Pre-Hearing Statement is used to refer cases for formal hearing.

**II. Current Actions:** The Department of Labor seeks the extension of approval to collect the information. The information is necessary to establish and clarify the issues involved in the case.

Miner's Claim for Benefits Under the Black Lung Benefits Act (CM-911), Employment History (CM-911A), and Miner Reimbursement Form (CM-915)

**I. Background:** Title IV of the Federal Mine Safety and Health Act of 1977 as amended by the Black Lung Benefits Reform Act of 1977 and subsequent amendments, 30 USC 901 et seq., provide for the payment of benefits to a coal miner who is totally disabled due to black lung disease, and to certain survivors of the entitled miner. The CM-911 is the miner's application form for benefits. The CM-911A, completed at the same time as the CM-911, is an employment history used to establish that the miner currently works or formerly worked in a coal mine. The CM-915 is completed by miners payees who are requesting reimbursement for black lung related medical services covered under the program.

**II. Current Actions:** The Department of Labor seeks the extension of approval to collect this information in order to ensure that beneficiaries are paid all benefits to which they are entitled by law.

**Type of Review:** Extension.

**Agency:** Employment Standards Administration.

**Title:** Application for Special Industrial Homemaker's Certificate (WH-2), Application for Authorization to Employ Student-Learner at Subminimum Wages (WH-205), Application for Authority to Employ Workers With Disabilities at Special Minimum Wages (WH-226-MIS), Supplemental Data Sheet for Application for Authority to Employ Workers with Disabilities at Special Minimum Wages (WH-225A-MIS).

**OMB Number:** 1215-0158.

**Agency Numbers:** WH-2, WH-205, WH-226-MIS, WH-226A-MIS.

**Frequency:** On occasion.

**Affected Public:** Individuals or households; Businesses or other for-profit; Not for-profit institutions; Farms; State, Local or Tribal Government.

Form	No. respondents	Est. time per respondent	Subtotal
WH-2 .....	50	30 min .....	25 hrs.
WH-205 .....	600	30 min .....	300 hrs.
WH-226-MIS .....	5,000	45 min .....	3,750 hrs.
WH-226A-MIS .....	7,200	45 min .....	5,400 hrs.

**Total Estimated Cost:** Unknown.

**Total Burden Hours:** 9,475.

**Type of Review:** Extension.

**Agency:** Employment Standards Administration.

**Title:** Claim for Continuation of Compensation.

**OMB Number:** 1215-0154.

**Agency Number:** CA-12.

**Frequency:** Annually.

**Affected Public:** Individuals or households.

**Number of Respondents:** 6,537.

**Estimated Time per Respondent:** 5 minutes.

**Total Estimated Cost:** \$2,091.84.

*Total Burden Hours:* 545.  
*Type of Review:* Extension.  
*Agency:* Employment Standards Administration.  
*Title:* Overpayment Recovery Questionnaire.  
*OMB Number:* 1215-0144.  
*Agency Number:* OWCP-20.  
*Frequency:* On occasion.  
*Affected Public:* Individuals or households.  
*Number of Respondents:* 4,500.  
*Estimated Average Time per Respondent:* 1 hour.  
*Total Estimated Cost:* \$1,440.  
*Total Burden Hours:* 4,500.

*Type of Review:* Extension.  
*Agency:* Employment Standards Administration.  
*Title:* Pre-Hearing Statement.  
*OMB Number:* 1215-0085.  
*Agency Number:* LS-18.  
*Frequency:* On occasion.  
*Affected Public:* Individuals or households; Businesses or other for-profit.  
*Number of Respondents:* 6,800.  
*Estimated Time per Respondent:* 10 minutes.  
*Total Estimated Cost:* \$2,176.  
*Total Burden Hours:* 1,088.  
*Type of Review:* Extension.

*Agency:* Employment Standards Administration.  
*Title:* Miner's Claim for Benefits Under the Black Lung Benefits Act (CM-911), Employment History (CM-911A), Miner Reimbursement Form (CM-915).  
*OMB Number:* 1215-0052.  
*Agency Numbers:* CM-911, CM911A, CM-915.  
*Frequency:* On occasion.  
*Affected Public:* Individuals or households; Businesses or other for-profit.

Form	No. respondents	Est. time per respondent	Subtotal
CM-911 .....	4,800	45 min .....	3,600
CM-911A .....	5,900	40 min .....	3,933
CM-915 .....	9,500	10 min .....	1,583

*Total Estimated Cost:* \$3,424.  
*Total Burden Hours:* 9,116.  
 Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: November 24, 1995.

Margaret J. Sherrill,  
 Chief, Branch of Management, Review and Analysis, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.

[FR Doc. 95-29334 Filed 11-30-95; 8:45 am]  
 BILLING CODE 4510-27-M

#### **Wage and Hour Division; Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions**

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR Part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended,

40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR Part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from their date of notice in the Federal Register, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the

geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, N.W., Room S-3014, Washington, D.C. 20210.

#### **Modifications to General Wage Determination Decisions**

The number of decisions listed in the Government Printing Office document entitled "General Wage Determinations Issued Under the Davis-Bacon and Related Acts" being modified are listed by Volume and State. Dates of publication in the Federal Register are in parentheses following the decisions being modified.

#### *Volume I*

Massachusetts  
 MA950001 (Feb. 10, 1995)  
 MA950002 (Feb. 10, 1995)  
 MA950003 (Feb. 10, 1995)